

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

OMAR DELAINY MORRIS,

Defendant-Appellant.

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UNPUBLISHED

May 15, 1998

No. 198412

Genesee Circuit Court

LC No. 94-050209 FH

Before: Bandstra, P.J., and MacKenzie and N.O. Holowka\*, JJ.

MEMORANDUM.

Defendant pleaded guilty to unlawfully driving away a motor vehicle, MCL 750.413; MSA 28.645, and received an enhanced sentence of 3-1/2 to 7-1/2 years' imprisonment, reflecting his status as a second offender, MCL 769.10; MSA 28.1082. Defendant appeals as of right. We affirm.

Defendant may not challenge the length of his minimum sentence on the ground that the length constituted an abuse of the trial court's sentencing discretion where the sentence imposed is consistent with the prosecutor's sentencing recommendation, which was bargained for by defendant and agreed to by the trial court. *People v Cobbs*, 443 Mich 276, 285; 505 NW2d 208 (1993).

We affirm.

/s/ Richard A. Bandstra

/s/ Barbara B. MacKenzie

/s/ Nick O. Holowka

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\* Circuit judge, sitting on the Court of Appeals by assignment.